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Counsel to the Liquidating Trustee

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION

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In re:	:	Chapter 11
	:	
CIRCUIT CITY STORES, INC., <u>et al.</u> ,	:	Case No. 08-35653 (KRH)
	:	
Debtors.	:	
-----	:	Jointly Administered
	x	

**ORDER SUSTAINING LIQUIDATING TRUST'S FIFTY-THIRD OMNIBUS
OBJECTION TO CLAIMS: REDUCTION OF CERTAIN PARTIALLY INVALID
CLAIMS OR DISALLOWANCE OF CERTAIN INVALID CLAIMS, AS
APPLICABLE (SPECIAL CASH RETENTION PROGRAM)**

THIS MATTER having come before the Court¹ on the *Liquidating Trust's Fifty-
Third Omnibus Objection to Claims: Reduction of Certain Partially Invalid Claims or
Disallowance of Certain Invalid Claims, as Applicable (Special Cash Retention Program)* (the

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Objection.

“Objection”), which requested, among other things, that the claims specifically identified on Exhibit B attached to the Objection be reduced or disallowed, as applicable, for those reasons set forth in the Objection; and it appearing that due and proper notice and service of the Objection as set forth therein was good and sufficient and that no other further notice or service of the Objection need be given; and it further appearing that no response was timely filed or properly served by the Claimants being affected by this Order; and it appearing that the relief requested on the Objection is in the best interest of the Liquidating Trust, the Debtors’ estates and creditors and other parties-in-interest; and after due deliberation thereon, good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

1. The Objection is SUSTAINED.
2. The Claims identified on Exhibit A as attached hereto and incorporated herein are forever reduced for all purposes in these bankruptcy cases in the manner stated in Exhibit A.
3. The Claims identified on Exhibit B as attached hereto and incorporated herein are forever disallowed in their entirety for all purposes in these bankruptcy cases.
4. The Court will conduct a status conference on February 7, 2013 at 2:00 p.m. for all Claims identified on Exhibit C attached hereto.
5. The Liquidating Trust’s rights to object to any claim including (without limitation) the Claims subject to the Objection, on any grounds that applicable law permits, are not waived and are expressly reserved.
6. The Liquidating Trust shall serve a copy of this Order on the claimants included on the exhibits to this Order on or before five (5) business days from the entry of this

Order.

7. This Court shall retain jurisdiction to hear and determine all matters arising from or relating to this Order.

Dated: Richmond, Virginia
_____, 2012

HONORABLE KEVIN R. HUENNEKENS
UNITED STATES BANKRUPTCY JUDGE

WE ASK FOR THIS:

TAVENNER & BERAN, PLC

/s/ Lynn L. Tavenner
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Paula S. Beran (VA Bar No. 34679)
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*Counsel to the Circuit City Stores, Inc.
Liquidating Trust*

CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Lynn L. Tavenner

Lynn L. Tavenner

In re Circuit City Stores, Inc., et al.

EXHIBIT A

Case No. 08-35653 (KRH)

REDUCED CLAIMS

Claim Number	Name & Address	Date Filed	Docketed Claim Amount	Docketed Claim Class	Debtor(s)	Modified Claim Amount
7417	SCHATZ, DOUGLAS R 700 IVY FARM DR CHARLOTTESVILLE, VA 22901	1/28/2009	\$40,000.00	U	CIRCUIT CITY STORES, INC.	\$20,000.00
7447	SAUFLEY, MATTHEW J 5703 GROVE FOREST CT MIDLOTHIAN, VA 23112	1/29/2009	\$40,000.00	U	CIRCUIT CITY STORES, INC.	\$20,000.00
15188	Richard R Robinson 6505 78th St Cabin John, MD 20818	12/20/2010	\$40,000.00	U	Circuit City Stores, Inc.	\$20,000.00

In re Circuit City Stores, Inc., et al.

EXHIBIT B

Case No. 08-35653 (KRH)

EXPUNGED CLAIMS

Claim Number	Name & Address	Date Filed	Docketed Claim Amount	Docketed Claim Class	Debtor(s)	Modified Claim Amount
9571	HARTBAUER, JASON ALLEN 277 HOLLY LANE GRAND JUNCTION, CO 81503-2021	1/30/2009	\$15,000.00	U	CIRCUIT CITY STORES, INC.	\$0.00
9602	LUBARY JAMES 3161 Druid Ln Los Alamitos, CA 90720	1/30/2009	\$125,000.00	U	CIRCUIT CITY STORES, INC.	\$0.00
13948	VONBECHMANN, DAWN W 1225 Vancouver Ave Burlingame, CA 94010	6/30/2009	\$62,500.00	U	CIRCUIT CITY STORES, INC.	\$0.00
8836	ROBINSON, RICHARD R 6505 78TH ST CABIN JOHN, MD 20818	1/30/2009	\$40,000.00	U	CIRCUIT CITY STORES, INC.	\$0.00

In re Circuit City Stores, Inc., et al.

EXHIBIT C

Case No. 08-35653 (KRH)

CONTINUED CLAIMS

Claim Number	Name & Address	Date Filed	Docketed Claim Amount	Docketed Claim Class	Debtor(s)	Proposed Modified Claim Amount	Objection Exhibit
14992	BRUCE H BESANKO 191 Farmington Rd Longmeadow, MA 01106	04/01/10	\$500,000.00	U	CIRCUIT CITY STORES, INC.	\$0.00	E
8493	MCGINNIS, HOLLY C 11712 COOLWIND LN RICHMOND, VA 23233	01/29/09	\$40,000.00	U	CIRCUIT CITY STORES, INC.	\$20,000.00	C
13959	WIMMER JR, JAMES H Michael D Mueller Esq and Augustus C Epps Jr Esq and Jennifer M McLemore Esq Christian & Barton LLP 909 E Main St Ste 1200 Richmond, VA 23219	06/30/09	\$260,000.00	U	CIRCUIT CITY STORES, INC.	\$62,500.00	C
15241	Bruce H Besanko 191 Farmington Rd Longmeadow, MA 01106	05/19/11	\$1,000,000.00	U	CIRCUIT CITY STORES, INC.	\$500,000.00	C